

## **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL**

**June 28, 2010**

The **Regular Monthly Meeting of Berkeley County Council** was held on Monday, **June 28, 2010**, at 6:31 p.m., in the Assembly Room of the Berkeley County Administration Building, 1003 Highway 52, Moncks Corner, South Carolina.

PRESENT: Mr. Daniel W. Davis, Supervisor, Chairman; Mr. Caldwell Pinckney, Jr., Council Member District No. 7, Vice Chairman; Mr. Phillip Farley, Council Member District No. 1; Mr. Timothy J. Callanan, Council Member District No. 2; Mr. Robert O. Call, Jr., Council Member District No. 3; Mrs. Cathy S. Davis, Council Member District No. 4; Mr. Dennis L. Fish, Council Member District No. 5; Mr. Jack H. Schurlknight, Council Member District No. 6; Mr. Steve C. Davis, Council Member District No. 8; Ms. Nicole Scott Ewing, County Attorney; Mr. Joshua A. Gruber, Assistant County Attorney; and Ms. Barbara B. Austin, Clerk of County Council.

In accordance with the Freedom of Information Act, the electronic and print media were duly notified.

### **CALL TO ORDER**

Chairman Daniel Davis called the meeting to order.

### **APPROVAL OF MINUTES**

Chairman Daniel Davis asked for approval of minutes from Public Hearings for Bills Numbered 10-05, 10-06, 10-07, 10-08 and 10-09, and a Regular Meeting of Council held May 24, 2010.

It was moved by Council Member Pinckney and seconded by Council Member Steve Davis to **approve** the **minutes** as presented. The motion passed by unanimous voice vote of Council.

**PUBLIC DISCUSSION** – none

**EXECUTIVE SESSION** – none

**CHAIRMAN OF COUNTY COUNCIL**

Chairman Daniel Davis: “We do have a presentation tonight. Ms. Judith Burke is the founder of the Sumpter Free Health Clinic, and I’d ask Ms. Burke to come forward and make her presentation.”

Ms. Burke: “Thank you very much for having me here. It’s exciting to present this vision that we have had for years and to let the County know and the Council know what is going on. We have a slide.”

Chairman Daniel Davis: “Can we get the overhead on?”

Ms. Burke: “I will tell you – my name is Judy Burke, and I live in Bethera. My husband is the Pastor of two United Methodist Churches – one in Huger and one in Bethera, and we have been in Berkeley County for six years. We do have two members of the board here, Shirley Dingle, who is the Pastor at Mt. Nebo Church in St. Stephen, is the chairperson of the board, and Lucia Browder is on the Medical Committee. Is this going to work?”

Ms. Nicole Scott Ewing, County Attorney: “What we could do, Mr. Chairman, without objection, is go ahead and do the Third Readings while this is warming up. Those should go fairly quickly, I would think, and then, by that time, the projector should be warmed up, and then Ms. Burke could continue on.”

Chairman Daniel Davis: “Alright, without objection, we’ll move to – ok, that was the magic word, I guess.”

Ms. Burke: “This is the Sumpter Free Health Clinic, and it is located in St. Stephen. I worked at St. Paul’s Episcopal Church 25 years ago when they were starting a free health clinic in Dorchester County. And, at that time, I was so impressed with how they were helping the people in that county who had no health insurance. And he has – God has continually reminded me that he wants a free clinic. I didn’t know where, but that was 25 years ago, and it has lain in my heart all that time. We moved from Dorchester County to Charleston County into a semi-retirement community, and I continue to carry this in my heart, but it did not feel right. My husband and I both retired from our jobs, and my husband, as a second career, went into the ministry and was appointed to these two churches. Berkeley County, I’m sure you are aware of this, is the largest, the most rural and the most impoverished county in this state, and I knew that this was where God wanted his clinic. It has taken me 25 years to take the first step, but it has taken him only nine weeks to bring it to fruition. The first meeting was held September 22<sup>nd</sup> when we introduced it to 50 interested people from churches in the community of all denominations. This is our executive board – Shirley Dingle, who is here tonight; Mr. Fred Wilson, Treasurer; Sadie Jenkins, Secretary; Dr. Stewart Owens, Medical Director; Rose Harris Geneva Altman, Recording Clerk; Libba Carroll, Resource Person; Lucia Browder, Medical Community; Lois Englston, Community Involvement; Nicole Ewing, Attorney; Annie Hewitt, Administrative; Frank Greene, Trustee; Ruthie Jenkins, Child Care; Sharon Thomas, Grant Writer; and Janie Wigfall, Child Care. We have entered into agreement with the Trustees and Rev. Snowden to use the Sumpter Chapter West Home for the health services we provide. They’ve donated this building to us for free. The Sumpter Chapel was constructed by Simon P. Sumpter, which is why the name is spelt with a ‘p’ in it, and it was a one-room school house

serving the community. It then became a community center for many years still serving the community, and this school house community center then became a Methodist Chapel still serving the community. Mr. Sumpter's descendents remain in the area are excited to be honored – honoring him with a clinic still caring for the community. This is the full wall mural in the main hall. It was painted by a nephew of one of the trustees. He is grown now with a family of his own, and it signifies crossing boundaries of all cultures as we unite in Christ's work. Four weeks into our planning, Mr. Frank Green, Trustee for the chapel gave us a key. We now have access to the building for painting and plans for the examining rooms and triage room update. And, this may be a familiar face to some of you. We had everything we needed except a doctor, and so, I had been given the name of this doctor and phone number. I had not met him. I lost the name and the phone number, and I called again, and the secretary of the church where I was talking was reluctant to give me his name and phone number again. I wasn't too competent the first time. So, I put it aside, decided that I would – if he didn't say yes, we had no clinic. So, it took me about a week and a-half to work up the courage to call him. His wife answered the phone, and I introduced myself, and told her what we were doing, and she was very quiet, and I thought, oh, no, I scared her away. And, she said, you're not going to believe this, but about 15 minutes ago, John was in the breakfast room reading his paper, and he came out very distressed and said, I don't know what we're going to do about the people in this County who don't have healthcare. I just don't know what we're gonna do about them. And, I said, well, John, you're gonna have to open a free health clinic is all you can do. That was 15 minutes into the conversation. So, John retired from his position about five years ago. He walked us into his office and said, take what you want. It was fully equipped, with five exam rooms and all the instruments and furnishings, and he donated them to the clinic. So, we had moving day – nine men, a covered trailer and two truckloads of furnishings, supplies and instruments. And, I'll tell you here, that we were told to start this clinic as though we were on a mission trip to Haiti with a stethoscope, a blood pressure cuff and a thermometer, and we were set up, at this point, with everything that a full clinic, post-op clinic would have. This is one of our nurses and two student nurses with the refresher course on an EKG. Volunteers started arriving December 1<sup>st</sup>. If you noticed, our first meeting was September 22<sup>nd</sup> to present it to the community, and our first board meeting was October 5<sup>th</sup>, and so, this is nine weeks later, the clinic is opening its doors. This is the office. We didn't have room, a separate room for our office, and so, one of the members of one of the congregations made this, and it closes up, so that we can lock it, and push it against the wall, and use that room for other areas. This is one of the exam rooms. We have two exam rooms. This is the mission statement: The Sumpter Free Health Clinic exists to provide free healthcare for the uninsured of those living in Berkeley County and the surrounding area. And, we put surrounding area on there, because we have had patients from Orangeburg County and Williamsburg County. The clinic is open the first four Tuesday evenings, and this is starting in July. We have been open the first three Tuesdays, but its open the four Tuesday evenings each month, from 5:30 until 9:00, or we see the first 25 patients. Each night, we had two doctors or one doctor and a physician assistant, two nurses and many volunteers. No emergency services can be taken. No Medicare or Medicaid patients will be seen. The Sumpter Free Health Clinic is for all ages of those with no healthcare, no health insurance. As of June 15<sup>th</sup>, now this is – keep in mind, we have been open a total of 79 hours. We have served 175 patients from 15 months to 64 years; 126 of these have returned for additional visits at least once; 47 go for further testing; 19 for further procedures; 95 with high blood pressure medication prescribed for them, and they have come back for a follow-up visit; 71 have been diagnosed with diabetes, and where again,

we've given them medication and test strips; and we have had one patient who's been transported by ambulance. We have Whites, Blacks, Hispanics, singles, couples, seniors and infants. We have numerous contributions of things, and I'm just gonna read a few of them. Dr. Swicord and Dr. Owens' time, and we have an additional doctor coming onboard in June. He will start July 13<sup>th</sup> actually, and that is Dr. Richard Mills. We have two physician assistants, twenty-three nurses or licensed professionals, over one hundred lay volunteers, four local dentists treating patients free by referral, free HIV testing the first three Tuesdays of each month, free medication through Healing Hands Ministry and Delta Pharmacy, law enforcement from Berkeley County Sheriff's Department, ambulance service by Berkeley County EMS, further testing and procedures by Roper Berkeley, Trident Hospital, the Medical University and Imaging Specialists. We also have free grant writing and web page design. Our fees for our electrical services were dropped by Berkeley Electric. Propane gas for heating was half price. Forms of patients' charts have been translated into Spanish for us; legal assistance with by-laws and application for our 501(C)3; our furnishings from Dr. Swicord and Roper Berkeley; instruments and supplies by Dr. Swicord and Trident Hospital; medications and supplies by Delta Pharmacy, Healing Hands and Park West; start-up funds by numerous churches and many caring individuals. I will tell you that we recently learned that we can get a hearing booth to do testing for hearing also. We have – we knew that we would get many patients with diabetes and high blood pressure, but we didn't expect to get – find cancer and numerous other serious ailments that have been treated and procedures done for free through Medical University. We have a resource person I'm going to adlib a little bit right here who we work with, the Benefits Bank of Trident United Way, and our research person has gotten to get residents of Berkeley County who are 65 and over, first time grants for homeowners to do repairs on your homes, a \$7,500 grant. She is looking for houses for three people in Berkeley County. One of them is living in a metal storage shed with no water and no electricity. He is a cancer patient. We have numerous people – she has gotten people food stamps who could not, or did not know how to get a hold of anyone where they could go and see if they even qualified for food stamps. So, our resource person is taking us beyond just the healthcare and providing information for those in the County who can't get it on their own. We have additional needs. We always need doctors, physician assistants, nurses and lay volunteers. We need people on our board. We need your financial support. We need donations of office supplies, medical supplies, test strips for Breeze and Freestyle Monitor. Those things are very expensive. The monitors are given for free, but the patients cannot spend \$90 to \$100 a month on test strips. We need services of CPA and fund raising chair people. We need – show us your networking system, and we will add to this list of our needs. Share your prayers giving God for all the glory for this remarkable journey, because we certainly could not have done this ourselves in nine weeks. This is the vision statement. Within five years, we'll be an exemplary, eight-exam room, full time, thriving clinic, touching hearts and saving lives of those guys sent to us, and within five years, we honestly feel that will happen at the rate that God is pulling us through this. Pray. Please keep us in your prayers. That's the thing that keeps us going. The next statement is just a favorite quote of mine from the Bible – we can do all things through Christ who strengthens us. Again, thank you very much for your time. Any questions that I can answer? Can I ask for questions?"

Council Member Steve Davis: "Mr. Chairman? Ms. Burke, I just want to take my hat off to all the beautiful people you have put together. I live not too far from this clinic, and I know firsthand the multitude of people that don't have health insurance coverage. My wife and I – she

has a big heart, and we help a lot of folks with Social Security Disability folks, who, for whatever reason, become disabled and can't work, and one of the big factors is that they must have some kind of medical foundation to even be successful for Social Security Benefits. And, a great many folks in this area go to the Franklin C. Fetter Clinic way up in Cross, which is a tremendous distance. And, so, I just take my hat off, because you actually can see you're making a tremendous difference. We've done some things, but I'm going to challenge all my County Council Members tonight to donate \$200 to your cause financially. I challenge each one of them to donate \$200. I hope they'll show their love for me, and do that, because, I think, it's just a great, great thing you're doing out there. People take for granted. Those of you who have health insurance coverage, hold on to it, keep it and pet it. There are a lot of citizens in Berkeley County that don't have it, and it's sad. It's very sad. And, so, I commend you and your husband for your vision, and all the folks that are associated there too. Dr. Swicord used to be my personal physician. No wonder, I can't find him anymore, but you tell him I said hello, and I'll stop in some time. Thank you; thank you very much."

Ms. Burke: "Thank you very much. I appreciate that. I will tell you that the clinic in Summerville was seeing 60 patients a night still, and half of those patients were from the St. Stephen Area. And, we have a lot of people who have never been to the doctor, and we have a lot of couples who have lost their health insurance, because their employers can no longer afford it. We have a wide range of patients."

Chairman Daniel Davis: "Thank you, Ms. Burke. You are to be commended for being able to put this together so quickly and so efficiently. It's obvious that you did this – sort of your own, and it wasn't a governmental operation. So, you are to be commended."

Council Member Farley: "Mr. Chairman, I think we need to give her a standing ovation."

[applause]

Council Member Steve Davis: "I need that \$200 too, Mr. Farley."

Chairman Daniel Davis: "At this time, I have a presentation to make. Nicole, would you come around here for me please? I'm sure most of you are probably already aware, because most of you probably read the Charleston Business Journal, but each year, the Charleston Business Journal recognizes 40 people in the Low Country under the age of 40 and recognizes them for their professional ability, their contribution to the community. And, it's kind of interesting that we're doing this on the same evening that Ms. Burke – when she showed the members of the board of directors that Nicole's name was on that list. So, you know, she's contributing to the community, and this is a very great honor. They have been doing this for a number of years, and it's interesting to look at the folks who have been nominated, and see what level of achievement they have made in later years. So, at this time, on behalf of the Charleston Business Journal, it's my pleasure to present the ***40 Under 40 Award*** to **Nicole Ewing**, our County Attorney."

[applause]

Chairman Daniel Davis: “And I would say that, you know, a lot of our employees not only come to work every day and work very hard for the County, but as you go to Relay for Life – a number of the functions in the County – if you would observe the number of employees who also make contributions to the community. And, it is a vast majority of our employees, and so, they give back in other ways, not just the labor that they provide to the County. And, they are to be commended for that. Congratulations, Nicole.”

### **THIRD READING**

**“BILL NO. 10-11, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO A RECLASSIFICATION OF APPROVED USES FOR TMS #248-05-01-001 THRU 248-05-01-028 AND ALL COMMON POA AREAS.”**

*(Mark Wysong)*

It was moved by Council Member Steve Davis and seconded by Council Member Pinckney to approve Bill No. 10-11 for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-11 is attached to these minutes.)

**“BILL NO. 10-12, AN ORDINANCE PROVIDING FOR THE ADOPTION OF FISCAL YEAR 2010-2011 (BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011) BUDGETS FOR THE BERKELEY COUNTY WATER AND SANITATION AND THE BERKELEY COUNTY WATER AND SANITATION SOLID WASTE FUND; ESTABLISHING OPERATIONAL, DEBT SERVICE AND CAPITAL IMPROVEMENT BUDGETS FOR WATER AND SEWER; AND TO PROVIDE FOR THE EXPENDITURES OF REVENUES COMING INTO BERKELEY COUNTY WATER AND SANITATION AND THE BERKELEY COUNTY WATER AND SANITATION SOLID WASTE FUND DURING THE FISCAL YEAR, AND TO AMEND THE CODE OF ORDINANCES, BERKELEY COUNTY, SOUTH CAROLINA, SETTING RATES, CHARGES AND PENALTIES FOR WATER AND SEWER AND SOLID WASTE SERVICE BY BERKELEY COUNTY WATER AND SANITATION.”**

Chairman Daniel Davis stated that **Bill No. 10-12** would be **held**.

**“BILL NO. 10-13, AN ORDINANCE TO AMEND AND CLARIFY CERTAIN SECTIONS OF ORDINANCE NO. 01-08-35, ADOPTED AUGUST 27, 2001, ZONING AND DEVELOPMENT STANDARDS ORDINANCE, ‘BERKELEY COUNTY ZONING ORDINANCE’ AND AMENDING ORDINANCES NO. 02-08-33, 02-12-58, 04-11-68, 05-03-08, 05-08-58, 06-09-63, 06-12-92, 07-07-43 AND 08-10-63, IN REGARD TO THE PROPOSED OVERLAY DISTRICT FOR PIMLICO SUBDIVISION WITH MAP.”**

It was moved by Council Member Callanan and seconded by Council Member Schurlknight to approve Bill No. 10-13 for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-12 is attached to these minutes.)

**“BILL NO. 10-14, AN ORDINANCE TO AMEND ORDINANCE NO. 09-07-36, ADOPTED JULY 27, 2009, TO PROVIDE FOR SUPPLEMENTAL APPROPRIATIONS AND ALLOCATIONS THEREOF WITHIN THE 2009-2010 BUDGET FOR BERKELEY COUNTY; AND OTHER MATTERS RELATING THERETO.”**

It was moved by Council Member Steve Davis and seconded by Council Member Pinckney to **approve Bill No. 10-14** for **Third Reading**. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-13 is attached to these minutes.)

**“BILL NO. 10-15, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011 FOR THE DEVON FOREST SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE DEVON FOREST SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

It was moved by Council Member Fish and seconded by Council Member Schurlknight to **approve Bill No. 10-15** for **Third Reading**. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-14 is attached to these minutes.)

**“BILL NO. 10-16, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011 FOR THE PIMLICO SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE PIMLICO SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

It was moved by Council Member Callanan and seconded by Council Member Cathy Davis to **approve Bill No. 10-16** for **Third Reading**. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-15 is attached to these minutes.)

**“BILL NO. 10-17, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011 FOR THE SANGAREE SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE SANGAREE SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

It was moved by Council Member Cathy Davis and seconded by Council Member Steve Davis to **approve Bill No. 10-17** for **Third Reading**. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-16 is attached to these minutes.)

**“BILL NO. 10-18, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011 FOR THE TALL PINES SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE TALL PINES SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

Chairman Daniel Davis stated that **Bill No. 10-18** would be **held**.

**“BILL NO. 10-19, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011 FOR THE OPERATIONAL BUDGET OF THE BERKELEY COUNTY SPECIAL FIRE TAX DISTRICT WITHIN THE UNINCORPORATED PORTIONS OF BERKELEY COUNTY; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE SPECIAL FIRE TAX DISTRICT DURING THE FISCAL YEAR.”**

It was moved by Council Member Steve Davis and seconded by Council Member Schurlknight to **approve Bill No. 10-19 for Third Reading.** The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 10-06-17 is attached to these minutes.)

*Berkeley County Council Rules allow all bills to be given Second Reading by one motion as a collective group. Any member may object to a particular bill, and it shall be separated from the collective group and handled by a separate motion.*

## **SECOND READING**

**“BILL NO. 10-21, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO A RECLASSIFICATION OF APPROVED USES FOR TMS #196-05-00-069 AND #196-05-00-059.”**

*(Bobby Strickland)*

**“BILL NO. 10-22, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO A RECLASSIFICATION OF APPROVED USES FOR TMS #047-00-02-042.”**

*(America’s Home Place, Inc., for Marion McClennon)*

**“BILL NO. 10-23, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO A RECLASSIFICATION OF APPROVED USES FOR TMS #041-00-05-066.”**

*(Connie Schuler)*

It was moved by Council Member Schurlknight and seconded by Council Member Fish to approve **Bills numbered 10-21, 10-22 and 10-23 for Second Reading.** The motion passed by unanimous voice vote of Council.

## **FIRST READING**

Chairman Daniel Davis stated there were six bills for First Reading. *(Bills for First Reading are not discussed or voted upon. The bills are read into the record by title only and, thereafter, sent to the proper Committee for further consideration.)*



**“BILL NO. 10-24, AN ORDINANCE TO AMEND AND CLARIFY CERTAIN SECTIONS OF ORDINANCE NO. 01-08-35, ADOPTED AUGUST 27, 2001, ZONING AND DEVELOPMENT STANDARDS ORDINANCE ‘BERKELEY COUNTY ZONING ORDINANCE’ AND AMENDING ORDINANCE NOS. 02-08-33, 02-12-58, 04-11-68, 05-03-08, 05-08-58, 06-09-63, 06-12-92 AND 07-07-43, IN REGARD TO THE REGULATION OF INSTITUTIONAL RESIDENTIAL LAND USES AND CHANGES TO THE PERMITTED USE TABLE.”**

**“BILL NO. 10-25, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO A RECLASSIFICATION OF APPROVED USES FOR TMS #177-00-00-165.”**

*(Maxine Winningham)*

**“BILL NO. 10-26, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO A RECLASSIFICATION OF APPROVED USES FOR TMS #210-00-00-198.”**

*(Robert & Lori Hammond)*

**“BILL NO. 10-27, AN ORDINANCE CALLING FOR A REFERENDUM AUTHORIZING SOUTH CAROLINA DEPARTMENT OF REVENUE TO ISSUE TEMPORARY PERMITS TO ALLOW FOR THE POSSESSION, SALE AND CONSUMPTION OF ALCOHOLIC LIQUORS BY THE DRINK TO BONA FIDE NONPROFIT ORGANIZATIONS AND BUSINESS ESTABLISHMENTS AUTHORIZED TO BE LICENSED FOR CONSUMPTION-ON-PREMISES SALES AND TO ALLOW FOR THE SALE OF BEER AND WINE FOR OFF-PREMISES CONSUMPTION WITHOUT REGARD TO THE DAYS OR HOURS OF SALE.”**

**“BILL NO. 10-28, AN ORDINANCE AMENDING GENERAL BOND ORDINANCE NO. 96-07-33, WHICH AUTHORIZED AND PROVIDED FOR THE ISSUANCE OF SOLID WASTE SYSTEM REVENUE BONDS OF BERKELEY COUNTY, SOUTH CAROLINA; EXPANDING THE DEFINITION OF SYSTEM THEREIN; AND OTHER MATTERS RELATING THERETO.”**

**“BILL NO. 10-29, AN ORDINANCE AMENDING GENERAL BOND ORDINANCE NO. 91-04-10, WHICH AUTHORIZED AND PROVIDED FOR THE ISSUANCE OF WATER AND SEWER SYSTEM REVENUE BONDS OF BERKELEY COUNTY AND GENERAL BOND ORDINANCE NO. 03-03-12, WHICH AUTHORIZED AND PROVIDED FOR THE ISSUANCE OF WATER AND SEWER SYSTEM REVENUE BONDS OF BERKELEY COUNTY, SOUTH CAROLINA; EXPANDING THE DEFINITION OF SYSTEM THEREIN; AND OTHER MATTERS RELATING THERETO.”**

## **RESOLUTIONS**

**Resolution** providing for the **Transfer of Funds** in the **2009-2010 Berkeley County Budget** for County purposes other than as specified in said budget.

This proposed resolution was not needed this night.

**“RESOLUTION AUTHORIZING CONTINUING APPROPRIATIONS FOR FISCAL YEAR 2010-2011.”**

It was moved by Council Member Steve Davis and seconded by Council Member Pinckney to **approve** the **resolution** authorizing continuing appropriations for fiscal year 2010-2011. The motion passed by unanimous voice vote of Council. (A copy of Resolution No. 10-28 is attached to these minutes.)

**“RESOLUTION AUTHORIZING THE COUNTY SUPERVISOR TO NEGOTIATE AND EXECUTE A LEASE AGREEMENT WITH PARKWAY INVESTMENTS, LLC, FOR PROPERTY LOCATED AT 102 SANGAREE PARK COURT, SUITE 1, SUMMERVILLE, SOUTH CAROLINA 29483.”**

It was moved by Council Member Steve Davis and seconded by Council Member Schurlnknight to **approve** the **resolution** authorizing the County Supervisor to negotiate and execute a lease agreement with Parkway Investments, LLC, for property located at 102 Sangaree Park Court. The motion passed by unanimous voice vote of Council. (A copy of Resolution No. 10-29 is attached to these minutes.)

Without objection from Council, Chairman Daniel Davis read the Title of the following resolution into the record, as recommended by the Committee on Finance:

**“RESOLUTION AUTHORIZING THE CONTINUANCE OF THE TALL PINES SPECIAL TAX DISTRICT BUDGET UNTIL SUCH TIME AS THE 2010-2011 BUDGET CAN BE FINALIZED.”**

It was moved by Council Member Fish and seconded by Council Member Farley to **approve** the **resolution** authorizing the continuance of the Tall Pines Special Tax District Budget until the 2010-2011 Budget can be finalized. The motion passed by unanimous voice vote of Council. (A copy of Resolution No. 10-30 is attached to these minutes.)

**REPORTS FROM STANDING COMMITTEES**

**Committee on FINANCE**

**Council Member, Mr. Jack H. Schurlnknight, Chairman**

Chairman Schurlnknight: “Mr. Chairman, the Committee on Finance met on June 14<sup>th</sup> and earlier this night. Certain matters before the Committee were addressed at a Special Meeting of Council on June 17, 2010, or earlier on this night’s agenda.”

*(That concluded Chairman Schurlnknight’s report.)*

## **Committee on LAND USE**

**Council Member, Mr. Phillip Farley, Chairman**

Chairman Farley: “Mr. Chairman, the Committee on Land Use met on June 14<sup>th</sup>. All matters before the Committee have been addressed earlier on this night’s agenda.”

*(That concluded Chairman Farley’s report.)*

## **Committee on PUBLIC WORKS AND PURCHASING**

**Council Member, Mr. Robert O. Call, Jr., Chairman**

**a. Sole Source Purchase of All-in-One 2.0 GPS  
Sheriff’s Department**

Chairman Call: “On recommendation of the Committee, I move to **approve** the sole source purchase of an All-in-One 2.0 GPS tracking device from Coleman Technologies, in the amount of \$8,656.00.” *(No second required.)*

The motion passed by unanimous voice vote of Council.

**b. Contract Amendment for LBWTP, Phase III  
Water and Sanitation**

Chairman Call: “On recommendation of the Committee, I move to **approve** the contract amendment for Lower Berkeley Wastewater Treatment Plant, Phase III, to Wharton Smith, Incorporated, in the amount of \$951,134.75.” *(No second required.)*

The motion passed by unanimous voice vote of Council.

**c. Pump Station 005 Valve Replacement  
Water and Sanitation**

Chairman Call: “On recommendation of the Committee, I move to **approve** the Pump Station 005 valve replacement to McClam & Associates, in the amount of \$43,900.” *(No second required.)*

The motion passed by unanimous voice vote of Council.

*(That concluded Chairman Call’s report.)*

## **Committee on JUSTICE AND PUBLIC SAFETY**

**Council Member, Steve C. Davis, Chairman**

Chairman Steve Davis: “The Committee on Justice and Public Safety met on June 14<sup>th</sup>.”

**Approval of 2010 Edward Byrne Memorial Justice Assistance Grant (JAG)**  
**[\$64,219.00 to be shared with Public Defender's Office]**  
**[No additional funds required]**

Chairman Steve Davis: "On recommendation of the Committee, I move to **approve** the application for a 2010 Edward Byrne Memorial Justice Assistance Grant (JAG), in the amount of \$64,219.00 to be shared with the Public Defender's Office. No additional funds required." (*No second required.*)

The motion passed by unanimous voice vote of Council.

*(That concluded Chairman Steve Davis' report.)*

**Committee on WATER AND SANITATION**  
**Council Member, Mr. Timothy J. Callanan, Chairman**

Chairman Callanan: "The Committee on Water and Sanitation met on June 14<sup>th</sup>. All matters before the Committee have been addressed on this night's agenda."

*(That concluded Chairman Callanan's report.)*

**Committee on PLANNING AND DEVELOPMENT**  
**Council Member, Mrs. Cathy S. Davis, Chairman**

Chairman Cathy Davis: "No report, Mr. Chairman."

*(That concluded Chairman Cathy Davis' report.)*

**Committee on COMMUNITY SERVICES**  
**Council Member, Mr. Caldwell Pinckney, Jr., Chairman**

Chairman Pinckney: "Yes, Mr. Chairman, the Committee on Community Services met on June 14<sup>th</sup>. Several of the matters before the Committee were addressed at a Special Meeting of Council on June 17, 2010, and others have been addressed earlier on this night's agenda."

**Approval for Library System to Submit Grant Proposal, in the Amount of \$20,000.00 to Bring Together Local History**

Chairman Pinckney: "On recommendation of the Committee, I move to **approve** the submission of a grant proposal by the Berkeley County Library System, in the amount of \$20,000.00, to bring together local history." (*No second required.*)

The motion passed by unanimous voice vote of Council.

*(That concluded Chairman Pinckney's report.)*

**Committee on HUMAN SERVICES**  
**Council Member, Mr. Dennis L. Fish, Chairman**

Chairman Fish: “No report, Mr. Chairman.”

*(That concluded Chairman Fish’s report.)*

**NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.**

Council Member Farley: “Mr. Chairman, I’d like to re-nominate Mr. Mark Gaddy to the Charleston Regional Development Alliance. His term expires on June 30<sup>th</sup>.”

It was moved by Council Member Schurlknight and seconded by Council Member Fish to **approve** the **nomination** of Mr. Mark Gaddy to the Charleston Regional Development Alliance. The motion passed by unanimous voice vote of Council.

Chairman Daniel Davis: “Mr. Gaddy is appointed. And, he served on that committee quite well for a number of years, so, I’m glad he’s back on.”

**CORRESPONDENCE** – none

**UNFINISHED BUSINESS** – none

**NEW BUSINESS** – none

**ANNOUNCEMENTS**

Chairman Daniel Davis: “The **July 2010 Regular Meeting of Berkeley County Council** will be held on **Monday, July 26, 2010**, immediately following Public Hearings and Committee Meetings at that time. And, of course, that will be held in this room (at 6:00 p.m., in the Assembly Room of the Administration Building, 1003 Highway 52, Moncks Corner).

**ADJOURNMENT**

Chairman Daniel Davis: “I’m not aware of anything else, so, at this time, in order so that everybody can make it home at 7:30 to watch that ball game, I’ll entertain a motion we adjourn.”

It was moved by Council Member Fish and seconded by Council Member Schurlknight to **adjourn** the Regular Meeting of Council. The motion passed by unanimous voice vote of Council.

Meeting adjourned at 7:05 p.m., for the execution of documents by Council.

**PUBLIC DISCUSSION** – none

S/Barbara B. Austin, CCC  
Clerk of Council

July 27, 2010  
Date Approved